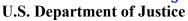
Case 1:16-cr-00776-VEC Document 619 Filed 04/11/18 Page 1 of 1



United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

April 11, 2018

BY ECF

Honorable Valerie E. Caproni United States District Judge Southern District of New York 40 Foley Square New York, New York 10007

Re: United States v. Alain Kaloyeros, S2 16 Cr. 776 (VEC)

Dear Judge Caproni:

The Government respectfully writes regarding defendant Alain Kaloyeros's motion to suppress the fruits of the Government's search of the iPhone forensic image provided by the New York State Attorney General's Office (the "Forensic Image"). (See Dkt. No. 172.) In the course of preparing for the upcoming trial in this matter scheduled for June 11, 2018, the Government has determined that it will not seek to introduce in its case-in-chief any evidence the Government has obtained or derived from the Forensic Image.

Accordingly, the Government respectfully submits that Kaloyeros's motion to suppress is moot, and that no evidentiary hearing is necessary.

Respectfully submitted,

GEOFFREY S. BERMAN United States Attorney

By: <u>/s/</u>

Robert Boone/David Zhou/Matthew Podolsky Assistant United States Attorneys (212) 637-2208/2438/1947

cc: Counsel for all defendants (via ECF)